

Notice of Allowability

Application No.

10/533,248

Examiner

Tuan H. Nguyen

Applicant(s)

MUKKAVILLI ET AL.

Art Unit

2618

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 09/26/2007.
2. ☒ The allowed claim(s) is/are 1-14, 16-18, 20, 22, 24-31, 35, 37, 39, 40, 42, 43 and 46.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413),
Paper No./Mail Date _____
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____

DETAILED ACTION

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

2. Authorization for this examiner's amendment was given in a telephone interview with attorney Walter Malinowski on 06/20/2007 and 10/09/2007.

3. The application has been amended claim 30 as follows:

Claim 30 amended to incorporate the subject matter of claim 33.

30. (Currently Amended) A transceiver comprising: first circuitry for quantizing at least two eigenvectors for a signal to be transmitted; second circuitry for quantizing a power allocation among the at least two eigenvectors in a manner that is independent of the quantizing the at least two eigenvectors; and a transmitter for transmitting the signal along the at least two eigenvectors with the quantized power allocation among the at least two eigenvectors, wherein the power for the dominant eigenvector is P_1 and for a less dominant eigenvector is P_2 , the power allocation being $P_1 = kP_2$; where k is

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selected from the group 1, 0.5, 0.2, and 0, wherein the first circuitry quantizes a dominant eigenvector of the at least two eigenvectors by calculating that eigenvector in a codebook C that maximizes $\|H(C_i^1)^{\dagger}\|$ for a channel matrix H, wherein the first circuitry quantizes a non-dominant eigenvector of the at least two eigenvectors by finding that vector in an orthogonal subspace to the dominant eigenvector that maximizes an inner product with a beamformer codebook in the orthogonal subspace to the said codebook C.

4. The application has been cancelled claim 33.

Reasons For Allowance

5. Claims 15, 19, 21, 23, 32-34, 36, 38, 41 and 44-45 canceled.
6. Claims 1-14, 16-18, 20, 22, 24-31, 35, 37, 39-40, 42-43 and 46 are allowed over the prior art record.
7. The following is an examiner's statement of reasons for allowance:

The applicant's remarks, filed on 09/26/2007 have been carefully reviewed with updated search. Consequently, reasons for allowance of claims 1-14, 16-18, 20, 22, 24-31, 35, 37, 39-40, 42-43 and 46 are set forth in according to the applicant's remarks state on pages 11-12.

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Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

8. Any response to this action should be mailed to:

Mail Stop_____ (Explanation, e.g., Amendment or After-final, etc.)

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Facsimile responses should be faxed to:

(571) 273-8300

Hand-delivered responses should be brought to:

Customer Service Window

Randolph Building

401 Dulany Street

Alexandria, VA 22313

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Tuan H. Nguyen whose telephone number is (571) 272-8329. The examiner can normally be reached on 8:00Am - 5:00Pm.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Maung Nay A. can be reached on (571) 272-7882. The fax phone number for the organization where this application or proceeding is assigned is (571) 273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Tuan Nguyen
Examiner
Art Unit 2618

T.N.


NAY MAUNG
SUPERVISORY PATENT EXAMINER